



**CERTIFICATE OF MAILING UNDER 37 C.F.R. § 1.8**

I hereby certify that this correspondence is being deposited with the United States Postal Service with sufficient postage as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on March 16, 2005.

*Thomas A. Runk*

Thomas A. Runk, Reg. No. 30,679

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

Appl. No. : 10/750,032  
Applicant : Timothy W. Vanderveen  
Filed : December 31, 2003  
Title : **CENTRALIZED MEDICATION MANAGEMENT SYSTEM**  
Art Unit : Unassigned  
Examiner : Unassigned

Docket No.: : 59429  
Customer No. : 24201

**PETITION FOR REVIVAL OF AN APPLICATION FOR PATENT ABANDONED  
UNINTENTIONALLY UNDER 37 CFR 1.137(b)**

Mail Stop Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:


Applicant received a Notice of Abandonment dated January 11, 2005. The Notice stated that the above-identified application became abandoned for failure to timely or properly reply to the Notice to File Missing Parts (Notice) mailed on May 4, 2004. However, applicant did not receive the Notice to File Missing Parts (Notice). A review of our records indicates that the Notice To File Missing Parts was never received in our office and was therefore not entered into our docketing system. A copy of our docketing record for the subject application that shows where the Notice of Missing Parts would have been entered had it been received and docketed is attached as Exhibit A.

The entire delay in filing the required response to the Notice to File Missing Parts was unintentional. The required reply to the Notice is enclosed. The petition fee set forth in 37 CFR § 1.17(m) is enclosed. Since this utility application was filed after June 8, 1995, no terminal disclaimer is required. Applicant therefore requests that this application be revived and abandonment be rescinded.

Applicant believes that the correct fees have been enclosed. However, if an additional fee or fees are required for this case, the Commissioner is authorized to charge the deposit account no. 06-2425 for that fee or fees.

Respectfully submitted,

FULWIDER PATTON LEE & UTECHT, LLP

By:   
Thomas A. Runk  
Registration No. 30,679

Howard Hughes Center  
6060 Center Drive, Tenth Floor  
Los Angeles, CA 90045  
Telephone: (310) 824-5555  
Facsimile: (310) 824-9696  
Customer No. 24201  
77249.1



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## Country Application

Thursday, February 24, 2005

Client-Matter No: IVACP-59429

Country: US

SubCase:

Client: ALARIS MEDICAL SYSTEMS, INC.

United States of America

Case Type: ORD

Application Status: Abandoned

Application Number: 10/750032

Filing Date: 31-Dec-2003

Publication Number:

Publication Date:

Patent Number:

Issue Date:

Parent/PCT Number:

Parent/PCT Date :

Parent Issue Number:

Parent Issue Date :

Agent:

Expiration Date:

PTA: 0

Agent Reference No.:

Tax Schedule: LE

Confirmation #: 9236

### List Of Actions

Action(s) Due	Due Date	Action Taken
File IDS	31-Mar-2004	Reminder
Claim US/Foreign Priority	30-Apr-2004	Reminder
Application Status Check	30-Jun-2005	Due Date

User ID: sara

Date Created: 24-Jan-2002

Last Update: 17-Jan-2005



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**SUBMISSION OF MISSING PARTS**

Mail Stop Petitions  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:


In response to the Notice of Abandonment dated January 11, 2005 enclosed is a copy of Part 3 (Office Copy) of the Notice To File Missing Parts Of Application printed from the USPTO Patent Information Retrieval website, and the Declaration/Power of Attorney for Patent Application, signed by inventor Timothy W. Vanderveen. An Assignment with Form PTO 1595 is also enclosed.

Further, we enclose our check in the amount of \$1500.00 to cover the petition fee, as set forth in 37 CFR 1.17(m), the late oath/declaration surcharge of \$130.00 under 37 CFR 1.16(e) and the \$40.00 fee for Assignment recordation as set forth in 37 CFR 1.21(h) for at total of \$1,670.00.

No additional fees are believed to be due; however, the Commissioner is authorized to charge any deficiency in fees or credit any overpayments to our Deposit Account No. 06-2425. **A duplicate of this document is enclosed.**

Respectfully submitted,

FULWIDER PATTON LEE & UTECHT, LLP

By:   
Thomas A. Runk  
Registration No. 30,679

TAR:psm  
Enclosures

Howard Hughes Center  
6060 Center Drive, Tenth Floor  
Los Angeles, CA 90045  
Telephone: (310) 824-5555  
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UNITED STATES PATENT AND TRADEMARK OFFICE

**COPY**

UNITED STATES DEPARTMENT OF COMMERCE  
 United States Patent and Trademark Office  
 Address: COMMISSIONER FOR PATENTS  
 P.O. Box 1450  
 Alexandria, Virginia 22313-1450  
 www.uspto.gov

APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/750,032	12/31/2003	Timothy W. Vanderveen	IVACP-59429

CONFIRMATION NO. 9236

## FORMALITIES LETTER



\*OC000000012527791\*

24201

FULWIDER PATTON LEE & UTECHT, LLP  
 HOWARD HUGHES CENTER  
 6060 CENTER DRIVE  
 TENTH FLOOR  
 LOS ANGELES, CA 90045

Date Mailed: 05/04/2004

**NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION**

FILED UNDER 37 CFR 1.53(b)

*Filing Date Granted***Items Required To Avoid Abandonment:**

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$130 for a non-small entity, must be submitted with the missing items identified in this letter.

**SUMMARY OF FEES DUE:**

Total additional fee(s) required for this application is **\$130** for a Large Entity

- **\$130** Late oath or declaration Surcharge.


Replies should be mailed to: Mail Stop Missing Parts  
 Commissioner for Patents  
 P.O. Box 1450  
 Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*

03/23/2005 MAHME1 00000039 10750032

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130.00 0P

A handwritten signature in black ink, appearing to read 'Hau', is positioned above a horizontal line.

Customer Service Center  
Initial Patent Examination Division (703) 308-1202

PART 3 - OFFICE COPY



Docket No. 59429  
Page 1 of 2

DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION

As the below named inventor, I hereby declare that:

My residence, mailing address, and citizenship are as stated below next to my name.

I believe I am the original, sole, and first inventor of the subject matter that is claimed and for which a patent is sought, on the invention entitled CENTRALIZED MEDICATION MANAGEMENT SYSTEM, the specification of which (check one):

- ☐ is attached hereto  
☒ was filed on December 31, 2003.  
having Application No. 10/750,032  
and was amended on (or amended through) - Not applicable

I hereby state that I have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) specifically referred to above.

I acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Sec. 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

I hereby claim foreign priority benefits under Title 35, United States Code, Sec. 119 (a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s):

<u>Number</u>	<u>Country</u>	<u>Foreign Filing Date</u> <u>MM/DD/YYYY</u>	<u>Priority Claimed</u>	
			<u>Yes</u>	<u>No</u>
NONE				

I hereby claim the benefit under Title 35, United States Code, Sec. 119(e) of any United States provisional application(s) listed below:

Provisional Appln. Serial No(s).	Filing Date MM/DD/YYYY	Status (patented, pending, abandoned)
NONE		

I hereby declare that all statements made herein of my own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

I hereby appoint the following attorneys to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith:

THOMAS A. RUNK, Registration No. 30,679; JOHN K. FITZGERALD, Registration No. 38,881; DAVID G. PARKHURST, Registration No. 29,422; and DOUGLAS R. PETERSON, Registration No. 53,458; and all attorneys listed under PTO Customer No. 24201. Direct all telephone calls to Thomas A. Runk at telephone no. (310) 824-5555.

Please address all correspondence to:

FULWIDER PATTON LEE & UTECHT, LLP  
Howard Hughes Center  
6060 Center Drive, Tenth Floor  
Los Angeles, California 90045

Full name of inventor: ~~TIMOTHY W. VANDERVEEN~~

Inventor's signature: 

Date: February 23, 2005

Residence: (City, State): Poway, California

Citizenship: U.S.

Mailing Address: 13571 Summit  
Poway, California 92064  
U.S.